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| 07/17/01 Jc984 U.S. PTO | DIVISION - CONTINUATION - CONTINUATION-IN-PART APPLICATION TRANSMITTAL FORM | | Attorney Docket No.: A-430F | | Jc921 U.S. PTO 09/07/263 07/17/01 |
| | Anticipated Classification Of This Application: Class | Subclass | Prior Application: Examiner E. O'Hara | Art Unit 1646 | |

To the Assistant Commissioner for Patents:

This is a request for filing a ☐ continuation ☒ divisional ☐ continuation-in-part application, under 37 CFR 1.53(b), of pending prior application Serial No. 09/326,394 filed on June 4, 19 99,
of Alison M. Bendele, Regina M. Sennello, Carl K. Edwards, III

for COMBINATION THERAPY USING A TNF BINDING PROTEIN FOR TREATING TNF-MEDIATED DISEASES

For CONTINUATION or DIVISIONAL APPLNs only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 1b, below, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

1. ☒ Transmitted herewith are:
- ☒ 86 pages of specification, 3 pages of claim(s) and 1 page of abstract,
5 pages of sequence, totaling 95 pages.
 - ☒ 8 sheet(s) of drawings.
 - ☒ 2 pages of Oath or Declaration by the applicant(s):
 - ☐ a. Newly executed (original or copy)
 - ☒ b. Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional applns. only)
 - ☒ 5 pages of Sequence Listing; sequence statement.

2. ☒ The filing fee is calculated below:

| For | Number Filed | | Number Extra | | Rate | Fee |
|---------------------------|--------------|--------|--------------|---|------------|------------|
| Total Claims | 46 | - 20 = | 26 | x | \$18.00 = | \$ 468.00 |
| Independent Claims | 4 | - 3 = | 1 | x | \$80.00 = | 80.00 |
| Multiple Dependent Claims | | | | + | \$270.00 = | 0 |
| Basic Fee | | | | | \$710.00 = | 710.00 |
| Total Filing Fee | | | | | | \$1,258.00 |

3. ☒ Please charge Deposit Account No. 01-0519, in the name of Amgen Inc., in the amount of \$1,258.00. An original and one copy are enclosed.
4. ☒ Throughout the prosecution of this application, if any extension of time is necessary, please consider this a request therefor.
5. ☒ The Commissioner is hereby authorized to charge any additional filing fees which may be required by the accompanying application, any additional fees which may be required during pendency of this application as required by 37 CFR 1.16 or 1.17, or credit any overpayment to Deposit Account No. 01-0519 throughout the prosecution of this application.
6. ☒ Cancel in this application original claims 2-26 of the prior application and consider the preliminary amendment before calculating the filing fee. (At least one original independent claim must be included for filing purposes.)

EXPRESS MAIL CERTIFICATE

"Express Mail" mail labeling number: EL360689926USDate of Deposit: July 17, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Box Patent Application, Assistant Commissioner for Patents, Washington, D.C. 20231.

Lynne Buchsbaum
Printed Name

Lynne Buchsbaum
Signature

7. ☒ Preliminarily, please amend the specification by inserting before the first line the following:

--This application is a ☐ continuation ☒ division of application Serial No. 09/326,394 filed June 4, 1999, which is a continuation of PCT/US97/22733, filed December 8, 1997, which claims benefit to U.S. Provisional Serial No. 60/032,587, filed December 6, 1996, U.S. Provisional Serial No. 60/036,355, filed January 23, 1997, U.S. Provisional Serial No. 60/039,315, filed February 7, 1997 and U.S. Provisional Serial No. 60/052,023, filed July 9, 1997, all of which are hereby incorporated by reference .--

8. ☐ Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file. (May only be used if signed by person authorized by § 1.138 and before payment of base issue fee.)

8a. ☒ New formal drawings are enclosed.

9. ☐ Priority of application Serial No. _____ filed on _____ in _____ (country) is claimed under 35 USC 119.

9a. ☐ The certified copy has been filed in prior application Serial No. _____ filed _____

10. ☒ The prior application is assigned of record to Amgen Inc.

11. ☒ A preliminary amendment is enclosed.

12. ☒ Also enclosed Information Disclosure Statement and #1449

13. ☐ Other: _____

14. ☒ The power of attorney in the prior application is to:
Ron K. Levy, Reg. No. 31,539, Steven M. Odre, Reg. No. 29,094, Thomas D. Zindrick, Reg. No. 32,185, and Timothy J. Gaul, Reg. No. 33,111.


a. ☒ The power appears in the original papers in the prior application.

b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

c. ☒ Address all future communications to Timothy J. Gaul
at the address below.

Signator: ☐ Assignee of complete interest

☒ Attorney or agent of record



Timothy J. Gaul
Attorney for Applicants
Registration No. 33,111
Phone: (805) 447-2688
Date: July 17, 2001

Please send all future correspondence to:

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